



UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IN RE:

)
) M.D.L. No. 1285
)

VITAMINS ANTITRUST LITIGATION

) Misc. No. 99-0197 (TFH)
)

THIS DOCUMENT RELATES TO:

) **FILED**
)

ALL ACTIONS

) **OCT 14 2003**
)

) NANCY MAYER WHITTINGTON, CLERK
) U.S. DISTRICT COURT

~~TFH~~
**STIPULATION AND [PROPOSED] ORDER REGARDING AMENDMENT
TO PARAGRAPH 1 OF THE PROTECTIVE ORDER**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned that Paragraph 1 of the November 3, 1999 Protective Order be amended in the following manner with added language in *italics*:

1. All information produced or discovered in this litigation, regardless whether designated confidential, shall be used solely for the prosecution or defense of this litigation, unless that information has become publicly available without a breach of the terms of this Order, *except that all merits discovery (i.e., all discovery other than expert discovery) produced or discovered in this litigation may also be used to the extent allowed by order of the presiding state court for the prosecution or defense of the following related cases, provided that a protective order substantially similar to this Protective Order is in place, and provided further that an order barring the taking of merits discovery that is duplicative of the merits discovery produced or discovered in this litigation is in place: (i) Walgreen Co., et al., v. Aventis S.A., et al., No. 02 CH 0355 (Nineteenth Judicial Circuit, Lake County, Illinois); (ii) Farmer's Cooperative Elevator*



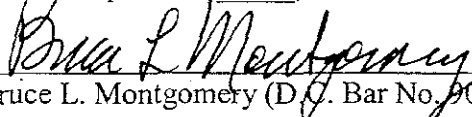
Co., et al. v. Akzo Nobel, Inc., et al., No. LACV035453 (District Court, Carroll County, Iowa); (iii) Agri-King, Inc., et al. v. Akzo Nobel, Inc., et al., No. C1-02-2036 (Second Judicial Circuit, Ramsey County, Minnesota); (iv) Christensen Farms & Feedlots, Inc., et al. v. Akzo Nobel, Inc., et al., No. C3-00-008125 (Second Judicial Circuit, Ramsey County, Minnesota); (v) Gandami Consulting, Inc., et al. v. Akzo Nobel, Inc., et al., No. C2-03-002265 (Second Judicial Circuit, Ramsey County, Minnesota); (vi) Benda, et al. v. Akzo Nobel, Inc., et al., No. 62-CX-03-2398 (Second Judicial Circuit, Ramsey County, Minnesota); (vii) Hormel Foods Corp., et al. v. BASF AG, et al., No. C5-00-9535 (Second Judicial Circuit, Ramsey County, Minnesota); (viii) Southern States Cooperative, Inc. v. BASF AG, et al., Case No. C1-021307 (Second Judicial Circuit, Ramsey County, Minnesota); and (ix) Central Wisconsin Cooperative, et al. v. Akzo Nobel, Inc., No. 02-CV-121 (Circuit Court, Polk County, Wisconsin).

The remaining paragraphs of the Protective Order, as previously modified, shall remain unchanged and in full force and effect.



Respectfully Submitted,


Dated: September 23, 2003


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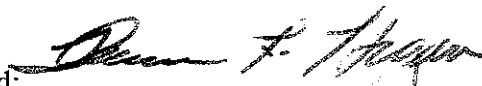
*Liaison Counsel for Defendants in In Re
Vitamins Antitrust Litigation*

Date: September 14, 2003

Dated: September 24, 2003


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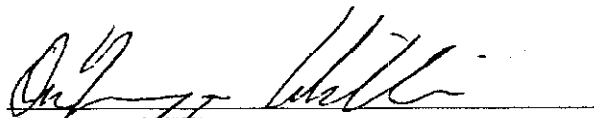
So Ordered: 

Thomas F. Hogan
Chief Judge



CERTIFICATE OF SERVICE

I, OnYango Williams, hereby certify that on this 24th day of September, 2003, I served true and correct copies of the Stipulation and [Proposed] Order Regarding Amendment to Paragraph 1 of the Protective Order upon counsel of record in these consolidated cases utilizing the Verilaw electronic service procedure pursuant to the 5/17/00 Stipulated Order Regarding Electronic Service.


OnYango Williams
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